

1 Sheila A.G. Armbrust (SBN 265998)
sarmbrust@sidley.com
2 SIDLEY AUSTIN LLP
555 California Street, Suite 2000
3 San Francisco, CA 94104
Telephone: (415) 772-1200
4 Facsimile: (415) 772-7400

5 James W. Ducayet (*pro hac vice*)
jducayet@sidley.com
6 SIDLEY AUSTIN LLP
One South Dearborn
7 Chicago, IL 60603
Telephone: (312) 853 7000
8 Facsimile: (312) 853 7036

9 Michele L. Aronson (*pro hac vice*)
maronson@sidley.com
10 SIDLEY AUSTIN LLP
1501 K Street NW
11 Washington, DC 20005
Telephone: (202) 736 8000
12 Facsimile: (202) 736 8711

13 *Attorneys for Defendant Tax Act, Inc.*

14 **UNITED STATES DISTRICT COURT**
15 **NORTHERN DISTRICT OF CALIFORNIA**
16 **SAN FRANCISCO DIVISION**

18 NICOLAS C. SMITH-WASHINGTON, on behalf
of himself and all others similarly situated,

19 Plaintiff,

20 v.
21

22 TAXACT, INC.,

23 Defendant.
24
25
26
27
28

Case No. 3:23-CV-00830-VC

Assigned to Hon. Vince Chhabria

**DEFENDANT TAXACT, INC.'S
ADMINISTRATIVE MOTION TO
CONSIDER WHETHER ANOTHER
PARTY'S MATERIAL SHOULD BE
SEALED**

Date: July 20, 2023

Time: 10:00 a.m.

Place: Courtroom 4, 17th Floor

Case Removed: February 23, 2023

(Superior Court of California Alameda
County, Case No. 23cv026204)

1 Defendant TaxAct, Inc's ("TaxAct") moves pursuant to Civil Local Rules 7-11 and 79-5(f) to
 2 seal Exhibit I and Exhibit K to the Declaration of Mark Jaeger in Support of Defendant TaxAct's
 3 Motion to Compel Arbitration and Stay Proceedings ("Mark Jaeger Declaration").

4 Pursuant to Local Rule 79-5(f), TaxAct identifies Exhibits I and K to the Mark Jaeger
 5 Declaration as containing information that Plaintiff may seek to seal in this action. Both exhibits reflect
 6 Plaintiff's sensitive personal information collected through his use of TaxAct's services, including his
 7 Taxpayer Identification Number, Social Security number, driver's license number, birthday and details
 8 of his log-in activity.

9 TaxAct has complied with Civil Local Rule 79-5(d) and the Court's Civil Standing Order. It
 10 has filed Exhibits I and K to the Mark Jaeger Declaration under seal, as attachments to an
 11 Administrative Motion to File Under Seal. The unsealed Exhibits are labeled: "SEALING OF
 12 ENTIRE EXHIBIT SOUGHT."

13
 14 Date: June 8, 2023

Respectfully submitted,

15 By: /s/ Sheila A.G. Armbrust

16 Sheila A.G. Armbrust (SBN 265998)
 17 sarmbrust@sidley.com
 18 SIDLEY AUSTIN LLP
 19 555 California Street, Suite 2000
 20 San Francisco, CA 94104
 21 Telephone: (415) 772 1200

22 James W. Ducayet (*pro hac vice*)
 23 jducayet@sidley.com
 24 SIDLEY AUSTIN LLP
 25 One South Dearborn
 26 Chicago, IL 60603
 27 Telephone: (312) 853 7000

28 Michele L. Aronson (*pro hac vice*)
 maronson@sidley.com
 SIDLEY AUSTIN LLP
 1501 K Street NW
 Washington, DC 20005
 Telephone: (202) 736 8000

Attorneys for Defendant TaxAct, Inc.